

UNITED STATES DISTRICT COURT FOR
THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

NETLIST, INC.,)
)
Plaintiff,)
) Case No. 2:22-cv-293-JRG
vs.)
) JURY TRIAL DEMANDED
SAMSUNG ELECTRONICS CO, LTD;)
SAMSUNG ELECTRONICS AMERICA,)
INC.; SAMSUNG SEMICONDUCTOR)
INC.,)
)
Defendants.) _____

NETLIST, INC.,)
)
Plaintiff,)
)
vs.) Case No. 2:22-cv-294-JRG
) JURY TRIAL DEMANDED
MICRON TECHNOLOGY, INC.;)
MICRON SEMICONDUCTOR)
PRODUCTS, INC.; MICRON)
TECHNOLOGY TEXAS LLC,)
)
Defendants.) _____

DECLARATION OF JASON G. SHEASBY IN SUPPORT OF
NETLIST INC.'S OPPOSITION TO MICRON'S DAUBERT MOTION
AND MOTION TO STRIKE EXPERT TESTIMONY OF PETER
GILLINGHAM (DKT. 368)

I, Jason G. Sheasby, declare as follows:

1. I am an attorney at the law firm of Irell & Manella LLP, counsel of record for Plaintiff Netlist, Inc. (“Netlist”) in the above-captioned action. I am a member in good standing of the State Bar of California and have been admitted to practice *pro hac vice* before this Court in this action. I provide this declaration in support of Netlist, Inc.’s Opposition to Micron’s Daubert Motion and Motion to Strike Expert Testimony of Peter Gillingham (Dkt. 368). I have personal knowledge of the facts stated herein, and could and would testify completely thereto if called as a witness in this matter.

2. Attached as **Exhibit 1** is a true and correct copy of the Expert Report of John B. Halbert, dated November 20, 2023.

3. Attached as **Exhibit 2** is a true and correct copy of the Rebuttal Expert Report of Peter Gillingham, dated December 21, 2023.

4. Attached as **Exhibit 3** is a true and correct excerpted copy of the Deposition Transcript of Peter Gillingham, dated January 11, 2024.

5. Attached as **Exhibit 4** is a true and correct copy of email correspondence from Micron’s counsel (Mr. Matt McCullough) and Netlist’s counsel (Yanan Zhao) between October 31, 2023 and November 2, 2023.

6. Attached as **Exhibit 5** is a true and correct excerpted copy of the Deposition Transcript of John Bentley Halbert III, dated September 30, 2023.

7. Attached as **Exhibit 6** is a true and correct excerpted copy of the Rebuttal Expert Report of Matthew R. Lynde, Ph.D., dated December 21, 2023.

8. Attached as **Exhibit 7** is a true and correct excerpted copy of the Expert Report of Dr. Harold Stone Regarding Issues Related To and Non-Infringement of U.S. Patent Nos. 7,619,912 and 11,093,417, dated December 21, 2023.

9. Attached as **Exhibit 8** is a true and correct letter for document production sent

by Netlist's counsel to Micron's counsel on June 23, 2023.

I declare under penalty of perjury under the laws of the United States of America that
the foregoing is true and correct.

Executed on January 30, 2024, in Marshall, Texas.

By */s/ Jason G. Sheasby*

Jason G. Sheasby